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11	UNUM LIFE INSURANCE COMPANY OF AMERICA and DIVA SYSTEMS	
12	CORPORATION LONG-TERM DISABILITY GROUP INSURANCE PLAN	
13	GROUF INSURAINCE FLAIN	
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15	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA	
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17 18 19	NORTHERN DISTRICE SAN JOSE I MARILYN KING,	CT OF CALIFORNIA DIVISION Case No. C 05-02645-JF STIPULATION OF THE PARTIES RE CONTINUATION OF THE MARCH 10, 2006 CASE
17 18 19 20	NORTHERN DISTRICE SAN JOSE II MARILYN KING, Plaintiff, vs. UNUM LIFE INSURANCE COMPANY OF	CT OF CALIFORNIA DIVISION Case No. C 05-02645-JF STIPULATION OF THE PARTIES RE CONTINUATION OF THE
17 18 19 20 21	MARILYN KING, Plaintiff, vs. UNUM LIFE INSURANCE COMPANY OF AMERICA and DIVA SYSTEMS CORPORATION LONG-TERM	CT OF CALIFORNIA DIVISION Case No. C 05-02645-JF STIPULATION OF THE PARTIES RE CONTINUATION OF THE MARCH 10, 2006 CASE MANAGEMENT CONFERENCE IN
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17 18 19 20 21 22 23 24	NORTHERN DISTRICE SAN JOSE IS MARILYN KING, Plaintiff, vs. UNUM LIFE INSURANCE COMPANY OF AMERICA and DIVA SYSTEMS CORPORATION LONG-TERM DISABILITY GROUP INSURANCE PLAN,)	CT OF CALIFORNIA DIVISION Case No. C 05-02645-JF STIPULATION OF THE PARTIES RE CONTINUATION OF THE MARCH 10, 2006 CASE MANAGEMENT CONFERENCE IN
17 18 19 20 21 22 23 24 25	NORTHERN DISTRICE SAN JOSE IS MARILYN KING, Plaintiff, vs. UNUM LIFE INSURANCE COMPANY OF AMERICA and DIVA SYSTEMS CORPORATION LONG-TERM DISABILITY GROUP INSURANCE PLAN,)	CT OF CALIFORNIA DIVISION Case No. C 05-02645-JF STIPULATION OF THE PARTIES RE CONTINUATION OF THE MARCH 10, 2006 CASE MANAGEMENT CONFERENCE IN

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Plaintiff Marilyn King ("plaintiff"), through her counsel of record, Charles B. Perkins, Flynn, 1 Rose & Perkins, and defendants Unum Life Insurance Company of America and DIVA Systems 2 Corporation Long-Term Disability Group Insurance Plan ("defendants"), through their counsel of 3 record, Sean P. Nalty, Kelly, Herliby & Klein, hereby request that the Court continue the March 10, 2006 Case Management Conference in this matter based on the following facts and on the stipulation 5 of the parties set forth below: 6 7 PERTINENT FACTS 8 Counsel for plaintiff, Mr. Perkins, currently is set to undergo a surgical procedure on February 21, 2006. He anticipates that the recovery period from this surgery could last up to six 9 weeks. The parties efforts to mediate this matter have been delayed by Mr. Perkins' medical 10 procedure and recovery. Taking this delay into consideration, the parties have set a mediation for April 20, 2006 with Len Sprinkles, Esq. This mediation has been scheduled and confirmed by all parties. STIPULATION Plaintiff, through her counsel of record, and defendants. through their counsel of record, hereby enter into the following stipulation: Based on the facts set forth above, the March 10, 2006 Case Management Conference in this matter can be continued to a date after the April 20, 2006 mediation in this matter, preferably the first week in May, 2006. The parties agree that efforts to settle this matter should be undertaken before participation in the Case Management Conference IT IS SO STIPULATED FLYNN, ROSE & PERKINS Date: February 10, 2006 Charles B. Perkins Attorneys for Plaintiff MARILYN KING

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1	KELLY, HERLIHY & KLEIN LLP	
2 3	Dated: February <u>15</u> , 2006 By Sean P. Nalty Sean P. Nalty	
4	Attorneys for Defendants UNUM LIFE INSURANCE COMPANY OF AMERICA and DIVA SYSTEMS	
5	CORPORATION LONG-TERM DISABILITY GROUP INSURANCE PLAN	
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	ORDER	
8 9	It is hereby ordered that the Case Management Conference, currently set for March 10, 2006	
10	be continued toMay 5, 2006. The parties shall file a Case Management Conference	
11	Statement at least 14 days prior to the conference.	
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13	IT IS SO ORDERED	
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15 16 17	Date: March 6, 2006 JEREMY FOGEL JUDGE OF THE UNITED STATES DISTRICT COURT	
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STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE

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